

AN ACT

relating to rainwater harvesting systems that are connected to public water supply systems.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 341.042, Health and Safety Code, is amended by amending Subsection (b) and adding Subsections (b-1), (b-2), (b-3), and (b-4) to read as follows:

(b) The commission by rule shall provide that if a structure is connected to a public water supply system and has a rainwater harvesting system for indoor use, ~~+~~

~~[(1)]~~ the structure must have appropriate cross-connection safeguards ~~+~~ and

~~[(2) the rainwater harvesting system may be used only for nonpotable indoor purposes].~~

(b-1) The commission shall work with the department to develop rules regarding the installation and maintenance of rainwater harvesting systems that are used for indoor potable purposes and connected to a public water supply system. The rules must contain criteria that are sufficient to ensure that:

(1) safe sanitary drinking water standards are met;
and

(2) harvested rainwater does not come into communication with a public water supply system's drinking water at a location off of the property on which the rainwater harvesting

1 system is located.

2 **(b-2) A person who installs and maintains rainwater**
3 **harvesting systems that are connected to a public water supply**
4 **system and are used for potable purposes must be licensed by the**
5 **Texas State Board of Plumbing Examiners as a master plumber or**
6 **journeyman plumber and hold an endorsement issued by the board as a**
7 **water supply protection specialist.**

8 **(b-3) A person who intends to connect a rainwater harvesting**
9 **system to a public water supply system for use for potable purposes**
10 **must give written notice of that intention to the municipality in**
11 **which the rainwater harvesting system is located or the owner or**
12 **operator of the public water supply system before connecting the**
13 **rainwater harvesting system to the public water supply system.**

14 **(b-4) A municipally owned water or wastewater utility, a**
15 **municipality, or the owner or operator of a public water supply**
16 **system may not be held liable for any adverse health effects**
17 **allegedly caused by the consumption of water collected by a**
18 **rainwater harvesting system that is connected to a public water**
19 **supply system and is used for potable purposes if the municipally**
20 **owned water or wastewater utility, municipality, or public water**
21 **supply system is in compliance with the sanitary standards for**
22 **drinking water applicable to the municipally owned water or**
23 **wastewater utility, municipality, or public water supply system.**

24 SECTION 2. This Act takes effect September 1, 2011.

H.B. No. 3372

David Newkum

President of the Senate

Joe Straus

Speaker of the House

I certify that H.B. No. 3372 was passed by the House on April 20, 2011, by the following vote: Yeas 148, Nays 0, 1 present, not voting; and that the House concurred in Senate amendments to H.B. No. 3372 on May 21, 2011, by the following vote: Yeas 139, Nays 0, 2 present, not voting.

Robert Harney

Chief Clerk of the House

I certify that H.B. No. 3372 was passed by the Senate, with amendments, on May 19, 2011, by the following vote: Yeas 31, Nays 0.

Daisy Saw

Secretary of the Senate

APPROVED: 17 JUN '11

Date

RICK PERREY

Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
4:00 PM O'CLOCK

Boyd R. Davis
JUN 17 2011
Secretary of State